

ORIGINAL



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APR 10, 2009

Docket No. S-20661A-09-0108

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In the matter of:

West Mining and Innovations, Inc.

An Arizona corporation,

Avison C. (AC) West and Barbara M. West

Husband and Wife

Respondents

2009 APR 10 A 10: 23
AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

APR 10 2009

Answer to Temporary Order to Cease and Desist

SUMMARY

DOCKETED BY

Upon receiving service of this order on March 13, 2009 by Robert Eckert, the posting for investors in Craigslist.org placed by respondent Avison West was immediately removed.

Robert Eckert is assumed to be the "offeree" in this matter since he was asked if he was Robert Jackson when he served respondent Avison West service of this order, and he responded that even if he was, he wouldn't answer.

Robert Eckert of the Arizona Corporation Commission made no attempt to contact the respondents directly when he first read the posting in Craigslist.org to discuss the INTENT and METHOD of advertising for investors for their recently formed corporation.

Instead, it is apparent that he felt it was necessary to undertake a totally deceptive approach of an email campaign with respondent that included not only a false identity, but even invoking a "dying relative" to work on the emotions of the respondents.

His statements in the "Facts" section of the Order defy the respondents' ability to answer in this document due to so many of them being misstatements of fact; statements taken out of context; and outright false statements; that it is felt that *only* in a hearing can the respondents adequately address and correct the record.

To employ so much subterfuge against a handicapped middle-aged couple, versus a simple phone call or request a visit to his office to clear up any misunderstanding, is beyond respondents' comprehension.

In that regard, all interest in pursuing the existence and potential success of West Mining and Innovations, Inc., and the substantial tax revenues it may have created for Arizona in the future, it has been decided to file Articles of Dissolution and WM&I will cease to exist within the state of Arizona.

If this is the way the Corporation Commission wants to treat handicapped owned businesses, we would prefer to move back east where they are welcomed and treated with dignity and respect.

There was NEVER any intention of doing ANYTHING illegal in the startup and operation of West Mining and Innovations, Inc.

There was NEVER any intention of EVER SELLING shares of stock, and there was NEVER any mention of WM&I in any advertising posting in Craigslist. No mention of the corporate name in the title listing either.

I am sure that this is not the full and proper way to "answer" this Order, but I (we) have never had to deal with something so insidious as this has become.

We surely have not profited from this! In fact, the only money changing hands has been from my checkbook to the Arizona Corporation Commission for incorporating, and now for dissolution.

Evidently, Mr. Eckert wants more "blood from these living-on-social-security-disability turnips".

Avison West already has had 6 orthopedic surgeries from one accident...has had a massive heart attack and undergone quadruple bypass heart surgery (just 3 years ago at Chandler Regional Hospital...and his heart doesn't need *this kind* of stress on it!);and is facing total knee replacements in both knees (he wears braces on both legs) , and possibly a hip replacement.

Barbara West has undergone 2 knee surgeries, has been diagnosed with liver disease, and is facing heel surgery on both feet. She is a nurse with over 34 years experience and has SAVED the lives of MANY patients in Phoenix hospitals that she worked at. (We even tried to offer some help for the "dying uncle"!)

We wanted to TRY and still be productive for a few more years. We are not saints, but we are also not dishonest! West Mining and Innovations, Inc., *would have been* a good company for Arizona.

I guess none of this was worthy of Mr. Eckert's notice before he went off on this crusade.

As to answering the violations that I (we) are accused of, they are all flatly denied in their entirety.

**Violation of A.R.S. § 44-1841
(Offer and Sale of Unregistered Securities)**

- 15. DENIED
- 16. DENIED
- 17. DENIED

**Violation of A.R.S. § 44-1842
(Transactions by Unregistered Dealers or Salesmen)**

- 18. DENIED
- 19. DENIED
- 20. DENIED

**Violation of A.R.S. §44-1991
(Fraud in Connection with the Offer or Sale of Securities)**

- 21. including subsections a, b, c DENIED
- 22. DENIED



Avison C. West – Respondent
for West Mining and Innovations, Inc.



Barbara M. West – Respondent Spouse